

After careful consideration of the Motion, Defendant’s Memorandum of Law, and relevant caselaw, the Court will grant Bi-State’s Motion. Under 42 U.S.C. § 1981a(b)(1), a complaining party cannot recover punitive damages under Title VII when that suit is brought against a government, government agency, or political subdivision. Bi-State argues that it is a political subdivision, and therefore immune from punitive damages. Upon review of the relevant caselaw, the Court finds no case on point and said caselaw to be somewhat vague as to the defining factors in consideration. However, given the facts that are presently before the Court, the Court is inclined to agree with the

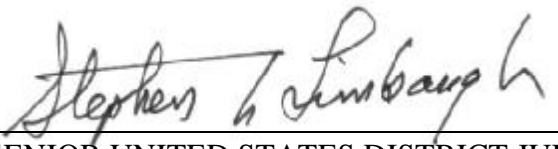
defense, and find Bi-State to be a political subdivision that cannot be sued for punitive damages under Title VII.

Accordingly,

IT IS HEREBY ORDERED that Bi-State's Motion to Strike (#19) is **GRANTED**.

Joseph's claim for punitive damages in Count I of his Complaint is **DISMISSED**.

Dated this 21st day of March, 2006.



SENIOR UNITED STATES DISTRICT JUDGE